

Allowable Claims

Applicants wish to thank the Examiner for allowing claims 3-23 are allowable, and remained unchanged in the current response.

Rejection of Claims 1-2 Under 35 U.S.C. §102

Claims 1 and 2 were rejected under §102 as reciting subject matter allegedly anticipated by either U.S. patent 3,580,163 (Farrell Jr.) or U.S. patent 6,051,266 (Totsuka). Since Applicant has now canceled these claims, this rejection is now considered moot and its withdrawal is respectfully requested.

Rejection of Claims 24-26 Under 35 U.S.C. §102

Claims 24-26 were rejection under §102 as being anticipated by Farrell. In the rejection, the Examiner indicated that patentable weight would be given to the anode chamber and cathode chamber terms if they are positively recited as a feature of the claim. To that end, Applicant has amended claim 24 to positively recite the anode and cathode chamber of a fuel cell.

To that end, amended claim 24 is directed to a self-driven pump for moving a fluid in a fuel cell system and includes an anode chamber, a cathode chamber and a chamber which includes an inlet for receiving effluent from at least one of the anode chamber and the cathode chamber, a coalescing surface for coalescing a gas from the effluent and an outlet. Coalesced gas is collected within the first chamber and vented via the outlet to transport a fluid.

As understood by Applicants, Farrell Jr. is directed to a variable capacity coffee percolator. A downwardly facing deflector surface 19, directs upwardly pumped hot brewed liquid downwardly onto ground coffee beans. As also understood by Applicants,

Totsuka is directed to an apparatus for roasting coffee beans and includes a cover 30 for directed hot air out of a roast pan 10.

Accordingly, Applicant could find nothing in Farrell Jr., which discloses fuel cell chambers and/or a fuel cell coalescing surface as recited in claim 24. Thus, Applicant submits that claim 24, as well as dependent claims 25 and 26 are patentable over the prior art.

CONCLUSION

In view of the foregoing remarks, Applicant submits that the issues raised in the outstanding Office Action have all been addressed. Accordingly, Applicants respectfully request favorable reconsideration and early passage to issue of the present application. **Applicants respectfully request that should the Examiner have additional concerns or reasons for not allowing all the claims as presented by this response, that the Examiner contact Applicants' undersigned attorney to discuss any remaining concerns.**

No fees are believed due in the present response. However, in the event that it is determined that additional fees are due, however, the Commissioner is hereby authorized to charge Deposit Account No. 50-0311, referencing the attorney docket number of the present application.

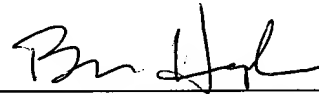
Express Mail No: EV287336505US
Date of Deposit: October 15, 2003

Appln. No.: 09/882,645

Applicants' undersigned attorney may be reached in our New York office by telephone at (212) 935-3000. All correspondence should be directed to our New York office address, which is given below.

Respectfully submitted,

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Brian P. Hopkins, Reg. No. 42,669
Attorney for Applicants

Mintz Levin Cohn Ferris
Glovsky & Popeo, P.C.
Chrysler Center
666 Third Avenue
New York, NY 10017
Phone: 212-935-3000
Fax: 212-983-3115